

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

Leonard A. Szplett,

Plaintiff,

v.

Kenco Logistic Services, LLC, a Tennessee
Limited Liability Company, Mars, Inc., The
Hartford, David Jabaley, Mario Lopez,
Tammi Fowler, Paula Hise, Trace Spier,
Robert Coffey, Todd Moore, Jay Elliot, David
Caines, Michael Manzello, David Crawley,
and Kelvin Walsh,

Defendants.

Case No. 1:19-cv-02500

Judge Gary Feinerman

Magistrate Judge Young B. Kim

**DEFENDANTS' MOTION TO DISMISS PLAINTIFF'S SECOND AMENDED
COMPLAINT**

Pursuant to Rule 12(b)(6), or alternatively Rule 41(b), of the Federal Rules of Civil Procedure, Defendants Mars, Inc., Robert Coffey, and Todd Moore, by and through their undersigned counsel, respectfully move this Honorable Court to dismiss Plaintiff's Second Amended Complaint in its entirety with prejudice. The reasons supporting this Motion are set forth in the accompanying Memorandum in Support.

Dated: November 4, 2019

Respectfully submitted,

/s/ Thomas R. Davies

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Mars, Inc., Robert Coffey
and Todd Moore

CERTIFICATE OF SERVICE

The undersigned, one of the attorneys of record herein this matter, hereby certify that on November 4, 2019, I electronically filed a copy of the foregoing **Defendants' Motion to Dismiss Plaintiff's Second Amended Complaint** with the Clerk of the Court using the CM/ECF system. I further certify that a copy of the foregoing has been served by U.S. mail, postage prepaid to the following non-ECF participant:

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